

U.S.S.N. 10/676,763

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01-052 (BOE 0460 PUS)

REMARKS

In the Non-Final Office Action dated October 1, 2004, claims 1-16 are pending. Claims 1-16 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-19 of Bhattacharyya et al. (U.S. Patent No. 6,642,900 B2).

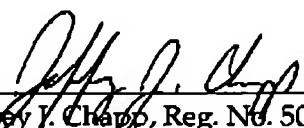
A terminal disclaimer has been filed and is attached herein for disclaiming the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of the prior U.S. Patent No. 6,642,900 B2.

Thus, the Bhattacharyya Patent cited above may no longer be used as a prior art reference against the present application. Therefore, claims 1-16 are novel, nonobvious, and are in a condition for allowance.

In light of the remarks, Applicants submit that all rejections are now overcome. The application is now in condition for allowance and expeditious notice thereof is earnestly solicited. Should the Examiner have any questions or comments, he is respectfully requested to call the undersigned attorney.

Respectfully submitted,

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